NCDERMOTT, WILL & EMERY

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Serial No.: 09/910,582

Remarks

Claims 20-26 and 31-33, 35 and 36 are presently pending in the above-identified application. Claims 31 and 36 stand withdrawn from consideration as drawn to a non-elected invention. Claims 20-26 and 35 are indicated to be allowable over the art. Claims 32 and 33, which are presently rejected, have been cancelled. Following entry of the amendment, claims 20-26 and 35 will be pending and under examination.

Regarding 35 U.S.C. § 112, Second Paragraph

The rejection of claims 32 and 33 under 35 U.S.C. § 112, second paragraph, as allegedly indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention, respectfully is traversed. Applicants maintain that claims 32 and 33 are clear and definite in view of the specification for the reasons previously set forth on the record. Nevertheless, the present rejection has been rendered moot in view of the cancellation of claims 32 and 33 herein and removal of the rejection under 35 U.S.C. § 112, second paragraph, is respectfully requested.

Conclusion

In light of the Amendments and Remarks herein, Applicants submit that the claims are now in condition for allowance and respectfully request a notice to this effect. The Examiner is invited to contact the undersigned attorney with any questions related to this application.

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To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

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